(31)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 2037 of 2007

PETITIONER : 1. Dinesh Kumar Verma Aged about 40 year, Asstt. Teacher S/o Shri Janak Ram Verma Primary School Kenwaradih Block-Kharora, Distt. – Raip ur (C.G.)

2. Yashwant Kumar Tandan Age about 32 year, Asstt. Teacher S/o Shri Chhedu Ram Tandan Primary School Bhilouni Block-Tilda, Distt.-Raipur (C.G.)

3. Ramji Verma Age about 48 year, Asstt. Teacher S/o Shri Dindayal Verma Primary School Madhaipur Block-Kharora, Distt. – Raipur (C.G.)

4. Dinesh Kumar Verma Age about 41 year, Asstt. Teacher S/o Late Shri Devcharan Lal Verma Primary School Farhada Block-Kharora, Distt.-Raipur (C.G.)

5. Kunjan Das Kurre Age about 40 year, Asstt. Teacher S/o Shri Mohar Das Kurre Govt. Primary School Kharora Block-Tilda, Distt.- Raipur (C.G.)

6. Rakesh Kumar Verma Age about 38 year, Assft. Teacher S/o Late Shri Mahettar Lal Verma Govt. Primary School Tarashiv Block-Tilda, Distt. – Raipur (C.G.)

7. Manvishram Gilhare Age about 41 year, Asstt. Teacher S/o Shri Ghasidas Gilhare Govt. Primary School Khouli Dabari Block-Tilda, Distt.-Raipur (C.G.)

8. Sate Kuamr Dewangan Age about 37 year, Asstt. Teacher S/o Shri Santram Dewangan Primary School Matiyadih Block-Tilda, Distt.-Raipur

32

(C.G.)

9. Tulsi Ram Verma Age about 48 year, Asstt. Teacher S/o Shri Awadh Ram Verma Govt. Primary School Budera Block-Tilda, Distt.-Raipur (C.G.)
10. Naresh Kumar Verma Age about 34 year, Asstt. Teacher S/o Late Shri Shyam Ratan Verma Middle School Farhada Block-Tilda, Distt.-Raipur (C.G.)
11. Khodas Ram Verma Age about 32 year, Asstt. Teacher S/o Late Shri Tribhuvan Lal Verma Primary School Tarashiv Block-Tilda, Distt.-Raipur (C.G.)

VERSUS

RESPONDENTS : 1. State Govt. of Chhattisgarh, Through-Secretary Tribal Welfare Department & Education Department D.K.S. Bhawan, Distt.-Raipur (C.G.)
2. District Education Officer Raipur District-Raipur (C.G.)
3. Block Education Officer Kharora & Tilda District-Raipur (C.G.)

Present: Shri Ajay Shrivastava, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State/ respondents.

ORDER

(Passed on 03rd of April, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

(33)

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) (Supra).

3. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired D.Ed. Examination Certificate on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Subhash